

**EMARD DANOFF PORT TAMULSKI & PAETZOLD LLP**

Raymond M. Paetzold (Bar # 77678)  
Andrew I. Port (Bar # 120977)  
Jared A. Washkowitz (Bar # 226211)  
49 Stevenson Street, Suite 400  
San Francisco, CA 94105  
Tel. (415) 227-9455  
Fax (415) 227-4255

Attorneys for Petitioners/Claimants JAMES CRONIN  
and BRIAN MCDONALD and Claimant STEVEN CRONIN

**JONES, CLIFFORD, JOHNSON & JOHNSON, LLP**

Steger P. Johnson (Bar # 83421)  
Bryan D. Lamb (Bar # 197675)  
100 Van Ness Avenue, 19<sup>th</sup> Floor  
San Francisco, CA 94102  
Tel. (415) 431-5310  
Fax (415) 431-2266

Attorneys for Claimant MOLLY McKENNA

**LOW, BALL & LYNCH**

Steven D. Werth (Bar #121153)  
Guy W. Stilson (Bar #142194)  
505 Montgomery Street, 7<sup>th</sup> Floor  
San Francisco, CA 94111-2584  
Tel. (415) 981-6630  
Fax (415) 982-1634

Attorneys for Petitioner/Claimant JOHN DEFREITAS  
and Claimant CRAIG KOLOS

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**

In the Matter of

The complaint of JAMES CRONIN and  
BRIAN MCDONALD, as owners of the 21'  
2005 Mastercraft Prostar 209 vessel bearing  
Hull No. MBCMTLZZD505, for exoneration  
from or limitation of liability.

In the Matter of

The complaint of JOHN DEFREITAS, as  
owner of the 21' 2004 Malibu VLX vessel  
bearing Hull No. MB2K7976B404 for  
exoneration from or limitation of liability.

Case No.: C 06-02945 SC

Case No.: C 06-05874

Related Cases

**JOINT CASE MANAGEMENT  
STATEMENT AND PROPOSED  
ORDER**

**DATE: September 21, 2007**

**TIME: 10:00 a.m.**

**COURTROOM: 1, FLOOR 17**

**HON. SAMUEL CONTI**

The parties to the above-entitled related actions submit this Joint Case Management Statement and Proposed Order pursuant to Civil Local Rule 16-10(d):

**UPDATE SINCE 7/13/07 STATEMENT AND CASE MANAGEMENT CONFERENCE**

1. A global settlement has been achieved. The parties have agreed to the amount of the settlement, and are awaiting Molly McKenna's decision on how payments should be structured. The parties expect to execute a general release when the settlement is finalized, and will dismiss all pending federal and state actions with prejudice, each party to bear his/her own costs. The parties request a 60-day continuance of the case management conference so that this settlement can be finalized.

Dated: September 13, 2007

EMARD DANOFF PORT TAMULSKI  
& PAETZOLD LLP

By: /S/ Raymond M. Paetzold

Raymond M. Paetzold

Andrew I. Port

Jared A. Washkowitz

Attorneys for Petitioners/Claimants JAMES

CRONIN and BRIAN MCDONALD

Dated: September 13, 2007

JONES, CLIFFORD, JOHNSON & JOHNSON, LLP

By: /S/ Bryan D. Lamb

Steger P. Johnson

Bryan D. Lamb

Attorneys for Claimant MOLLY MCKENNA

Dated: September 13, 2007

LOW, BALL & LYNCH

By: /S/ Steven D. Werth

Steven D. Werth

Guy W. Stilson

Attorneys for Petitioner/Claimant JOHN DEFREITAS

and Claimant CRAIG KOLOS

**CASE MANAGEMENT ORDER**

A further case management conference is scheduled for Nov. 30, 2007 @ 10:00 a.m.

Parties are to file one Joint Case Management Conference Statement seven days prior to the conference.

IT IS SO ORDERED.

Dated: 9/17/07

